

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.1188 OF 2003
IN
SUMMARY SUIT NO.3296 OF 2003

Arunoday Mills Ltd. .. Plaintiffs

Vs.

Maars Software Intl.Ltd. ..Defendants

Mr.Sanjay Jain a/w Mr.H.H.Chande for the plaintiffs

Mr.S.B.Prabhawalkar for the defendants

CORAM : S.U.KAMDAR, J
DATED : 12TH SEPTEMBER, 2005

P.C.:

1. The learned counsel for the plaintiffs have given up the claim for liquidated damages of 25% comprising of Rs.2,25,000/- and corresponding interest in respect thereof.

2. The learned counsel for the defendants makes a statement that he will deposit a sum of Rs.2,47,000/- within four weeks failing which plaintiffs will be entitled to decree. If the said amount is deposited the Prothonotary and Senior

Master is directed to invest the same in any Nationalised Bank in Fixed Deposit initially for a period of 3 years and then renew the same from time to time till further orders of this court. If the amount is deposited then suit is to be transferred to the list of Commercial Causes. Written Statement or points of defence to be filed within four weeks from today. Affidavits, list of documents to be filed within four weeks thereafter. Inspection within four weeks thereafter. Suit to be on board of the learned Judge taking Commercial Causes.